

Amendment in Response to Examiner's Answer

Applicant: Alexander C. Ranous et al.

Serial No.: 09/560,032

Filed: April 27, 2000

Docket No.: 10002142-1

Title: INTERNET USAGE DATA RECORDING SYSTEM AND METHOD EMPLOYING A
CONFIGURABLE RULE ENGINE FOR THE PROCESSING AND CORRELATION OF NETWORK
DATA

REMARKS

The following remarks are made in response to the Examiner's Answer mailed June 3, 2005. Claims 13-16 and 26-31 were allowed. Claims 19-23 were indicated as containing allowable subject matter. With this Response, claim 19 has been amended and claims 1-12, 17, 18, 24 and 25 have been cancelled, to put the application in condition for allowance.

Summary of Examiner Communication

In the Examiner's Answer, the Examiner indicated allowance of claims 13-16 and 26-31. Claims 19-23 were indicated as being objected to but containing allowable subject matter. Applicants' representative, Steven E. Dicke, left voicemails with Examiner Wiley requesting instructions for putting the application in condition for allowance by accepting the allowable subject matter and canceling the remaining claims. Although Mr. Dicke did not speak directly with Examiner Wiley, in a voicemail communication Examiner Wiley instructed Applicants to file an amendment accepting the allowed subject matter and canceling the remaining claims. Examiner Wiley stated he would then allow the application.

Allowed Claims

The Examiner has allowed claims 13-16 and 26-31.

Allowable Subject Matter

Claims 19-23 are objected to as being dependent upon a rejected base claim, but were indicated as being allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims. With this Response, Applicants have rewritten independent claim 19 in independent form including all of the limitations of the base claim and any intervening claims. Accordingly, Applicants believe independent claim 19 and corresponding dependent claims 20-23 to be allowable over the art of record.

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Claim Rejections under 35 U.S.C. 103(a)

Claims 1-12, 17, 18, 24 and 25 are rejected under 35 U.S.C. 103(a) as being unpatentable over U.S. Patent No. 6,405, 251 to Bullard et al. (Bullard) in view of U.S. Patent No. 5,970,490 to Morgenstern (Morgenstern). With this Response, Applicants have cancelled claims 1-12, 17, 18, 24 and 25.

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CONCLUSION

In view of the above, Applicant respectfully submits that pending claims 13-16, 19-23 and 26-31 are in form for allowance. Allowance of claims 13-16, 19-23 and 26-31 is respectfully requested.

The Examiner is invited to contact the Applicant's representative at the below-listed telephone numbers to facilitate prosecution of this application.

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Any inquiry regarding this Response should be directed to either Phil Lyren at Telephone No. (281) 514-8236, Facsimile No. (281) 514-8332 or Steven E. Dicke at Telephone No. (612) 573-2005, Facsimile No. (612) 573-2005. In addition, all correspondence should continue to be directed to the following address:

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Respectfully submitted,

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By their attorneys,

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Date: August 3, 2005
SED:jan

Steven E. Dicke
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CERTIFICATE UNDER 37 C.F.R. 1.8: The undersigned hereby certifies that this paper or papers, as described herein, are being facsimile transmitted to the United States Patent and Trademark Office, Fax No. (571) 273-8300 on this 3 day of August, 2005.

By Steven E. Dicke
Name: Steven E. Dicke